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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA AT JUNEAU**

MYRNA I. JOHNSON,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
FRED MEYER STORES, INC., and	)	
JAIME SAN MIGUEL,	)	
	)	
Defendants	)	Case No. J-04-008 CV (RRB)

**DECLARATION OF MARK CHOATE IN SUPPORT OF PLAINTIFF'S OPPOSITION  
TO MOTION FOR SUMMARY JUDGMENT**

I, Mark Choate, declare under oath as follows:

- I am an attorney with the Choate Law Firm LLC, and am the principal attorney for the plaintiff in the above-captioned matter. I make this declaration based on my personal knowledge and the records and files herein.
- I attended the deposition of Myrna Johnson on January 23, 2006 and took the depositions of Jaime San Miguel on January 24, 2006, Johnna Havard on January 25, 2006 and Fred Sayre on January 27, 2006. Attached as Exhibits 4 (San Miguel), Exhibit 33 (Johnson), Exhibit 47 (Sayre) and Exhibit 51 (Havard) are true and correct copies of selected deposition transcript pages. I have included mini-transcripts as well for ease of reading.

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s/Mark Choate

DECLARATION OF MARK CHOATE IN SUPPORT OF PLAINTIFF'S OPPOSITION TO MOTION FOR SUMMARY  
JUDGMENT  
J-04-008 CV (RRB)